IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF TEXAS LUBBOCK DIVISION

STATE OF TEXAS AND TEXAS DEPARTMENT OF TRANSPORTATION Plaintiffs, v. U.S. DEPARTMENT OF TRANSPORTATION, FEDERAL HIGHWAY ADMINISTRATION, Civil Action No. 5:23-cv-304 PETE BUTTIGIEG, in his official capacity as SECRETARY OF TRANSPORTATION, and SHAILEN BHATT, in his official capacity as ADMINISTRATOR OF THE FEDERAL HIGHWAY ADMINISTRATION, Defendants.

TEXAS'S NOTICE OF WITHDRAWAL OF MOTION FOR PRELIMINARY INJUNCTION

Plaintiffs (Texas) hereby withdraws their Motion for Preliminary Injunction Enjoining the Effectiveness, Implementation, and Enforcement of the 2023 Greenhouse Gas Rule, filed with the Court on January 17, 2024. Dkt. No. 9. For the reasons specified in Texas's Advisory to the Court filed on January 26, 2024, emergency relief is not required at this time. See Dkt. No. 13.

Dated: February 6, 2024 Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on February 6, 2024, a copy of the foregoing document was electronically filed on the CM/ECF system, which will automatically serve a Notice of Electronic Filing on all attorneys of record in this case.

/s/ Logan Harrell
LOGAN HARRELL
Assistant Attorney General